

**BEFORE THE FEDERAL ELECTION COMMISSION**

In the Matter of )  
)  
Republican Victory 2004 Committee, ) MUR 5472  
Inc.; Republican Victory Committee, )  
Inc.; Jody L. Novacek, treasurer, in her )  
official and personal capacities; Jason )  
Novacek, in his personal capacity; Freda )  
Novacek, in her personal capacity; BPO, )  
Inc.; BPO Advantage, LP. )

**AMENDED CERTIFICATION**

I, Mary W. Dove, Secretary of the Federal Election Commission, do hereby  
certify that on January 31, 2005, the Commission decided by a vote of 5-0 to take  
the following actions in MUR 5472:

1. Open a matter under review.
2. Find reason to believe that the Republican Victory Committee, Inc. a/k/a Republican Victory 2004 Committee, Inc. a/k/a Republican Victory 2004 Committee knowingly and willfully violated 2 U.S.C. §§ 433(a), 434(a) and 441h(b).
3. Find reason to believe that the Republican Victory Committee, Inc. a/k/a Republican Victory 2004 Committee, Inc. a/k/a Republican Victory 2004 Committee violated 2 U.S.C. §§ 441d(a) and 441d(c).
4. Find reason to believe that Jody Novacek, in her official and personal capacities, knowingly and willfully violated 2 U.S.C. §§ 433(a), 434(a) and 441h(b).

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**Federal Election Commission  
MUR 5472  
January 31, 2005**

5. Find reason to believe that Jody Novacek, in her official capacity, violated 2 U.S.C. §§ 441d(a) and 441d(c).
6. Find reason to believe that BPO, Inc. BPO Advantage, LP knowingly and willfully violated 2 U.S.C. § 441h(b)(2).
7. Take no action at this time regarding Jason Novacek and Freeda Novacek.
8. Approve the Factual and Legal Analyses, as recommended in the First General Counsel's Report, dated January 26, 2005.
9. Authorize the use of compulsory process, including the issuance of appropriate interrogatories, document subpoenas, and deposition subpoenas, directed to the Republican Victory Committee, Inc. a/k/a Republican Victory 2004 Committee, Inc., a/k/a Republican Victory 2004 Committee, Jody Novacek, BPO, Inc. BPO Advantage, LP, Freeda Novacek, Jason Novacek, and to other witnesses as deemed necessary; and the issuance of appropriate additional interrogatories, document subpoenas, and deposition subpoenas, as necessary.
10. Approve the appropriate letters.

Commissioners Mason, McDonald, Thomas, Toner and Weintraub voted affirmatively for the decision. Commissioner Smith did not vote.

Attest:

February 3, 2005  
Date

Mary W. Dove  
Mary W. Dove  
Secretary of the Commission